

To: Nash, Thomas[nash.thomas@epa.gov]; Patterson, Leslie[patterson.leslie@epa.gov]
Cc: Larry Silver[lsilver@lssh-law.com]
From: Jennifer Graham Meyer
Sent: Wed 12/17/2014 9:30:22 PM
Subject: RE: South Dayton Dump

Tom,

Here is our suggestion related to the Ohio state laws/regulations, based on our research:

“Ohio Revised Code Chapters 3704; 3710; 3734; 3745; 3746; 3750; 3751; 3752; and 6111; and regulations issued pursuant thereto.”

FYI: Few of Ohio’s env’l statutes have official names (eg, “the Clean Air Act”). But here is the subject matter of each of the foregoing statutes:

3704: Ohio’s analog to the Clean Air Act

3710: asbestos abatement

3734: solid and hazardous waste

3745: the Ohio EPA enabling statute

3746: Ohio’s Voluntary Action Program

3750 and 3751: The statutes combine to form Ohio’s analog to the federal Emergency Planning and Community Right-to-Know Act

3752: Cessation of regulated activities (notification requirements upon cessation of operations at a facility subject to EPCRA)

6111: Ohio’s analog to the Clean Water Act

Please let us know if you have any questions.

Thank you,

Jen

Jennifer Graham Meyer
JMeyer@lssh-law.com

Begin forwarded message:

From: "Nash, Thomas" <nash.thomas@epa.gov>
Date: December 17, 2014 at 12:26:08 PM EST
To: Larry Silver <lsilver@lssh-law.com>
Cc: "Patterson, Leslie" <patterson.leslie@epa.gov>
Subject: RE: South Dayton Dump

Larry:

Please note below a question from the 104(e) we hope to send out soon. You'll see it's incomplete now. I recall that you were looking into what notification requirements companies may have had under Ohio laws and regs. Can you suggest the appropriate "STATE LAWS AND REGS" we might want to cite here?

"22. List all federal and state environmental laws and regulations under which Respondent has reported to federal or state governments, including but not limited to: Toxic Substances Control Act, 15 U.S.C. Sections 2601 et seq., (TSCA); Emergency Planning and Community Right-to-Know Act, 42 U.S.C. Sections 1101 et seq., (EPCRA); and the Clean Water Act (the Water Pollution Prevention and Control Act), 33 U.S.C. Sections 1251 et seq.. [INSERT STATE LAWS AND REGS]"

We're almost ready to give the whole package to the Branch chief who will sign it, but we do have this one little gap to fill before we do so.

Thanks, Tom

From: Larry Silver [lsilver@lssh-law.com]
Sent: Wednesday, December 3, 2014 8:56 AM
To: Nash, Thomas
Cc: David Romine
Subject: South Dayton Dump

Tom,

Please see attached the Last Will and Testament of Kathryn A. Boesch, retrieved from the Montgomery County, Ohio Probate Court online docket.

Larry

Larry Silver

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